



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION III

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ORIGINAL
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EXPRESS MAIL

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Esquire

McKenna, Conner, & Cuneo

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Washington, D.C. 20005

RE: Shaffer Equipment Site

Dear Richard,

As you requested, I am forwarding copies of the documentation involving EPA's decision to continue site operations at the Shaffer Equipment site in Minden, West Virginia. The documents include an exemption from the CERCLA six-month limitation for removal operations signed by the Regional Administrator and an exemption from the CERCLA one-million dollar expenditure limitation for removal actions signed by the Assistant Administrator for Solid Waste.

I have had to remove one piece of material from the package reviewed by the Assistant Administrator. Bob Caron included a draft report on the pilot project which the contractor considers to be proprietary information. Therefore, I cannot release it at this time. I think you will find that this information is summarized in the other documents. It is my understanding that the contractor has applied for a patent, and that the information as to the actual process may be available once the on-site treatment begins.

Bob Caron will be on site beginning Tuesday and continuing for at least one month. Equipment mobilization will begin next week, and equipment testing will begin the week of September 30.

Please call me if you have any questions.

Sincerely,

Martin Harrell

Assistant Regional Counsel